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# DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)

Declaration  
Submitted  
With Initial  
Filing

OR

Declaration  
Submitted after Initial  
Filing (surcharge  
(37 CFR 1.16 (e))  
required)

Attorney Docket Number

U001 100072

First Named Inventor

Borella, Michael S.

COMPLETE IF KNOWN

Application Number

To be assigned

Filing Date

10/24/2003

Art Unit

To be assigned

Examiner Name

To be assigned

**I hereby declare that:**

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SYSTEM AND METHOD FOR POINT-TO-POINT PROTOCOL DEVICE REDUNDANCY

(Title of the Invention)

the specification of which



is attached hereto

OR



was filed on (MM/DD/YYYY)

as United States Application Number or PCT International

Application Number

and was amended on (MM/DD/YYYY)

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

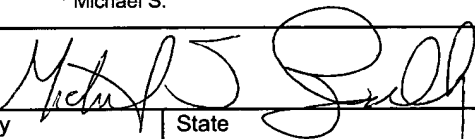

[Page 1 of 2]

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**DECLARATION — Utility or Design Patent Application**

Direct all correspondence to: <input checked="" type="checkbox"/> Customer Number: <span style="border: 1px solid black; padding: 2px 20px;">32662</span> <b>OR</b> <input type="checkbox"/> Correspondence address below			
Name			
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Michael S.		Family Name or Surname Borella	
Inventor's Signature 			Date 10/20/03
Residence: City Naperville	State Illinois	Country USA	Citizenship USA
Mailing Address 805 Cumberland Court			
City Naperville	State IL	ZIP 60565	Country USA
NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Chandra		Family Name or Surname Warrier	
Inventor's Signature 			Date 10/20/03
Residence: City Schaumburg	State Illinois	Country USA	Citizenship India
Mailing Address 1120 E. Algonquin Road, #30			
City Schaumburg,	State IL	ZIP 60173	Country USA
<input type="checkbox"/> Additional inventors or a legal representative are being named on the _____ supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.			

**In the United States Patent and Trademark Office**

Application No.: To be assigned  
Title: **SYSTEM AND METHOD FOR  
POINT-TO-POINT PROTOCOL  
DEVICE REDUNDANCY**

Filing Date: Concurrently herewith

Applicants: Borella, Michael S.; Warriar Chandra  
Attorney Docket No.: U001 100072

Examiner: To be assigned  
Art Unit: To be assigned

**Statement Under 37 CFR 3.73(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Commissioner,


UTStarcom, Inc., a corporation of the State of Delaware, certifies that it is the assignee of the entire right, title and interest in the above identified application by virtue of the assignment from the inventor of the patent application. The assignment was filed for recordation concurrently herewith.

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

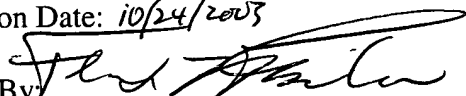
Assignee:

UTStarcom, Inc.

Dated: 10/14/03

By:   
Russell L. Boltwood  
General Counsel

Certification under 37 C.F.R. §1.10  
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on Date: 10/24/2003

By: 

Felix L. Fischer, Registration No. 31,614

**In the United States Patent and Trademark Office**

Application No.: To be assigned

Filing Date: Concurrently herewith

Title: **SYSTEM AND METHOD FOR  
POINT-TO-POINT PROTOCOL  
DEVICE REDUNDANCY**

Applicants: Borella, Michael S.; Warriar Chandra

Examiner: To be assigned

Attorney Docket No.: U001 100072

Art Unit: To be assigned

**Power of Attorney**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Commissioner,

UTStarcom, Inc., as the assignee of record of the entire interest in the above identified application, hereby appoints Felix L. Fischer, Reg. No. 31,614 having the Customer Number identified below, as our attorney to prosecute the application, and to transact all business in the United State Patent and Trademark Office connected therewith, to receive the original Letters Patent, and to substitute or associate other attorneys on its behalf.


Please direct all correspondence for the above identified application to the Customer Number shown below.

Customer No. 32662

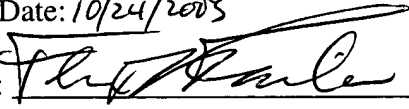
Assignee:

UTStarcom, Inc.

Dated: 10/14/03

By:   
Russell L. Boltwood  
General Counsel

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on Date: 10/24/2003

By:   
Felix L. Fischer, Registration No. 31,614